IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.8319 OF 2006

Grampanchayat, Bavachi ..Petitioner

Vs.

The Collector, Sangli and Others ..Respondents

Mr.Pratap Patil for the petitioner

Ms.Sushma S. Bhende, A.G.P. for the state

CORAM : A.P.DESHPANDE, J

DATED : 19TH DECEMBER, 2006

P.C.:

1. Rejection of an application moved by the petitioner, seeking amendment of the plaint has given rise to the filing of this petition. The petitioner had filed regular civil suit no.8 of 2006 against the Collector praying for injunction restraining defendant no.1 Government from dispossessing the plaintiff. In the said suit, temporary injunction application was filed. The same was rejected. An appal was carried. The same was also dismissed. The suit itself came to be dismissed in default. Hence, the present suit has

been filed challenging the notice directing the petitioner to hand over the possession, in the said suit. The plaintiff is seeking amendment for claiming relief of regularisation of the construction made by the petitioner. As the trial court found that the amendment is not necessary and all legal submissions can be made by the petitioner / plaintiff, he has rejected the application.

2. Perused the order. No interference with the order passed by the trial court is called for. Writ Petition is summarily dismissed.

(SHRI A.P.DESHPANDE, J)